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5 JUDGE FRANKLIN D. BURGESS  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

UNITED STATES OF AMERICA, ) NO. CR04-5691FDB  
Plaintiff, ) ORDER GRANTING MOTION TO  
vs. ) PRESERVE EVIDENCE  
THO DONG PHAN, )  
Defendant. )  
----- )

Based upon a review of Defendant's Motion for an Order to Preserve Evidence, the Memorandum and exhibits in support thereof, and the records and files herein,

IT IS HEREBY ORDERED that all evidence in the above-captioned case under the custody and control of the Government, including all alleged narcotics, be preserved and held in safekeeping by the Government until further order of this Court.

DONE this 8<sup>th</sup> day of March, 2005.

/s/ Franklin D Burgess  
FRANKLIN D. BURGESS  
UNITED STATES DISTRICT JUDGE

Presented by:

/s/ Colin A. Fieman  
Colin A. Fieman  
Attorney for Defendant